### CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted by either submission using the EFS WEB submission system, fax to the U.S. Patent and Trademark office to fax number <u>571-273-8300</u>, or is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 to on January 5, 2007.

/Brian C. Kunzler/ Attorney for Applicant

**PATENT** 

## <u>Docket No. SJO920030069US1</u>

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Ronald E. Bretschneider et al.	)
Serial No.:	10/824,147	)
Filed:	April 14, 2004	) Group Art ) Unit: 2114
For:	APPRATUS, SYSTEM, AND METHOD FOR TRANSACTIONAL PEER RECOVERY IN DATA SHARING CLUSTING COMPUTER SYSTEM	) ) )
Examiner:	Loan Truong	)

# **AMENDMENT AND RESPONSE TO OFFICE ACTION**

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### Dear Examiner:

In response to the Office Action mailed on October 5, 2006, Applicants respectfully request the reconsideration of the present application in view of the following remarks and amendments.